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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/021,395	12/19/2001	Albert R. Kelly		2536

43399 7590 07/15/2004  
EVELYN M. SOMMER  
825 THIRD AVENUE, 30TH FLOOR  
NEW YORK, NY 10022

EXAMINER

PIERCE, JEREMY R

ART UNIT PAPER NUMBER

1771

DATE MAILED: 07/15/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER
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ART UNIT	PAPER
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040708

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

## Commissioner for Patents

The reply filed on June 24, 2004 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Applicant's prior amendments dated on August 21, 2003 and December 3, 2003 were not entered because they were both non-compliant. The current amendment, sent in on June 24, 2004, does not show changes made to the claims. The claims are labeled "currently amended" but fail to show any of the amendment that have been made. Applicant must show the changes made to the claims compared to the originally filed application, since none of the amendments subsequently filed (i.e. from August 21, 2003; December 3, 2003; and June 24, 2004) to the original application have been entered. Additionally it is noted that the present amendment has altered claim 14 to a product claim, when it was originally filed as a method claim. If Applicant desires to amend claim 14 to a product claim, the amendment must be marked properly to show such change. Also, Applicant should specifically request that claim 14 be rejoined in order for it to be examined with the elected product claims. The amendment must conform to the Revised Amendment Practice of 37 CFR 1.121. Also see 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**

ELIZABETH M. COLE  
PRIMARY EXAMINER